IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF DELAWARE

| PERNOD RICARD USA, LLC, |)) |
|---|--------------------------------------|
| Plaintiff, |)) |
| v. |) Civil Action No. 06-505-SLR |
| BACARDI U.S.A., INC., |)) |
| Defendant. |)) |
| STIPULATION AND ORDER | |
| IT IS HEREBY STIPULATED AND AGREED, subject to the approval of the | |
| Court, that the date by which the parties shall exchange rebuttal expert reports is | |
| extended from the previous deadline of July 3, 2008 to and including July 14, 2008. | |
| RICHARDS, LAYTON & FINGER, P.A. | MORRIS, NICHOLS, ARSHT & TUNNELL LLP |
| /s/ Anne Shea Gaza | /s/ Rodger D. Smith II |
| William J. Wade (#704) | Jack B. Blumenfeld (#1014) |
| Anne Shea Gaza (#4093) | Rodger D. Smith II (#3778) |
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| Wilmington, DE 19801 | Telephone: (302) 658-9200 |
| Telephone: (302) 651-7718 Attorneys for Defendant | Attorney for Plaintiff |
| SO ORDERED this day o | of 2008. |
| | United States District Judge |